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**FACSIMILE TRANSMISSION COVER SHEET**

DATE: August 11, 2008

TO: Examiner Alex Kok Soon Liew  
 Group Art Unit 2624  
 Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

RE: U.S. Patent Application No. 10/689,755  
 For: IMAGE PROCESSING APPARATUS, IMAGE PROCESSING METHOD  
 AND RECORD MEDIUM FOR THE IMAGE PROCESSING APPARATUS  
Our Ref: 3140-016

FROM: Luke A. Kilyk, Esq. 

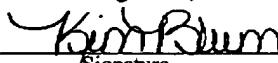
FAC. TEL. NO.: 1-571-273-8300

**NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 19**

Items Attached: Amendment -- 16 pages  
 Fee Transmittal -- 1 page  
 Credit Card Payment Form -- 1 page

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PAGE 03

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2008

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant Claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** **(\$1,210.00)****METHOD OF PAYMENT (check all that apply)**
 Check  Credit card  Money Order  Other  None
 Deposit Account

Deposit Account Number **50-0925**  
 Deposit Account Name **Killyk & Bowersox, P.L.L.C.**

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee  
 to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity | Small Entity | Fee Code (\$) | Fee Code (\$) | Fee Description        | Fee Paid |
|--------------|--------------|---------------|---------------|------------------------|----------|
| 1011         | 310          | 2011          | 155           | Utility filing fee     |          |
| 1012         | 210          | 2012          | 105           | Design filing fee      |          |
| 1013         | 210          | 2013          | 105           | Plant filing fee       |          |
| 1014         | 310          | 2014          | 155           | Reissue filing fee     |          |
| 1005         | 210          | 2005          | 105           | Provisional filing fee |          |

**SUBTOTAL (1) (\$0.00)****2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

| Total Claims | Independent Claims | Extra Claims |   |   | Fee from below | Fee Paid |
|--------------|--------------------|--------------|---|---|----------------|----------|
|              |                    | -20**=       | 1 | X |                |          |
|              | 5                  | -4**=        | 1 | X | 210.00         | = 210.00 |
|              |                    |              |   |   |                |          |

## Multiple Dependent

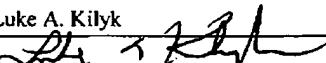
| Large Entity | Small Entity | Fee Code (\$) | Fee Code (\$) | Fee Description   | Fee Paid |
|--------------|--------------|---------------|---------------|---|----------|
| 1202         | 50           | 2202          | 25            | Claims in excess of 20                                    |          |
| 1201         | 210          | 2201          | 105           | Independent claims in excess of 3                         |          |
| 1203         | 370          | 2203          | 185           | Multiple dependent claim, if not paid                     |          |
| 1204         | 210          | 2204          | 105           | **Reissue independent claims over original patent         |          |
| 1205         | 50           | 2205          | 25            | **Reissue claims in excess of 20 and over original patent |          |

**SUBTOTAL (2) (\$1,210.00)**

\*\* or number previously paid, if greater; For Reissues, see above

| Complete if Known    |  |  |  |  |                    |
|----------------------|--|--|--|--|--------------------|
| Application Number   |  |  |  |  | 10/689,755         |
| Filing Date          |  |  |  |  | October 21, 2003   |
| First Named Inventor |  |  |  |  | Kazuhito SAEKI     |
| Examiner Name        |  |  |  |  | Alex Kok Soon Liew |
| Art Unit             |  |  |  |  | 2624               |
| Attorney Docket No.  |  |  |  |  | 3140-016           |

| FEE CALCULATION (continued)      |          |                     |          |  |                              |
|----------------------------------|----------|---------------------|----------|--|------------------------------|
| <b>3. ADDITIONAL FEES</b>        |          |                     |          |  |                              |
| <b>Large Entity</b>              |          | <b>Small Entity</b> |          |  |                              |
| Fee Code (\$)                    | Fee (\$) | Fee Code (\$)       | Fee (\$) | Fee Description  |                              |
| 1051                             | 130      | 2051                | 65       | Surcharge - late filing fee or oath  |                              |
| 1052                             | 50       | 2052                | 25       | Surcharge - late provisional filing fee or cover sheet                     |                              |
| 1053                             | 130      | 1053                | 130      | Non-English specification  |                              |
| 1812                             | 2,520    | 1812                | 2,520    | For filing a request for ex parte reexamination                            |                              |
| 1804                             | 920*     | 1804                | 920*     | Requesting publication of SIR prior to Examiner action                     |                              |
| 1805                             | 1,840*   | 1805                | 1,840*   | Requesting publication of SIR after Examiner action                        |                              |
| 1251                             | 120      | 2251                | 60       | Extension for reply within first month                                     |                              |
| 1252                             | 460      | 2252                | 230      | Extension for reply within second month                                    |                              |
| 1253                             | 1050     | 2253                | 525      | Extension for reply within third month                                     |                              |
| 1254                             | 1640     | 2254                | 820      | Extension for reply within fourth month                                    |                              |
| 1255                             | 2,230    | 2255                | 1,115    | Extension for reply within fifth month                                     |                              |
| 1401                             | 610      | 2401                | 255      | Notice of Appeal   |                              |
| 1402                             | 510      | 2402                | 255      | Filing a brief in support of an appeal                                     |                              |
| 1403                             | 1,030    | 2403                | 515      | Request for oral hearing   |                              |
| 1451                             | 1,610    | 1451                | 1,610    | Petition to institute a public use proceeding                              |                              |
| 1452                             | 510      | 2452                | 255      | Petition to revive - unavoidable   |                              |
| 1453                             | 1,540    | 2453                | 770      | Petition to revive - unintentional   |                              |
| 1501                             | 1,440    | 2501                | 720      | Utility issue fee (or reissue)   |                              |
| 1502                             | 820      | 2502                | 410      | Design issue fee   |                              |
| 1503                             | 1,130    | 2503                | 565      | Plant issue fee  |                              |
| 1464                             | 130      | 1480                | 130      | Petitions to the Commissioner  |                              |
| 1807                             | 50       | 1807                | 50       | Processing fee for provisional applications                                |                              |
| 1806                             | 180      | 1806                | 180      | Submission of Information Disclosure Stmt                                  |                              |
| 6021                             | 40       | 8021                | 40       | Recording each patent assignment per property (times number of properties) |                              |
| 1809                             | 810      | 2809                | 405      | Filing a submission after final rejection (37 CFR 1.129(a))                |                              |
| 1810                             | 810      | 2810                | 405      | For each additional invention to be examined (37 CFR 1.129(b))             |                              |
| 1801                             | 810      | 2801                | 405      | Request for Continued Examination (RCE)                                    |                              |
| 1802                             | 900      | 1802                | 800      | Request for expedited examination of a design application                  |                              |
| Other fee (specify)              |          |                     |          |  |                              |
| Reduced by Basic Filing Fee Paid |          |                     |          |  | <b>SUBTOTAL (3) (\$0.00)</b> |

| Complete if applicable |   |                                   |        |           |                 |
|------------------------|---|-----------------------------------|--------|-----------|-----------------|
| Name (Print/Type)      | Luke A. Killyk  | Registration No. (Attorney/Agent) | 33,251 | Telephone | 1-540-428-1701  |
| Signature              |  |                                   |        | Date      | August 11, 2008 |

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AUG 11 2008

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Kim Blum  
Name (Print)

Kim Blum  
Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                       |                  |   |                   |                    |
|-----------------------|------------------|---|-------------------|--------------------|
| In re Application of: | Kazuhito SAEKI   | ) | Examiner:         | Alex Kok Soon Liew |
|                       |                  | ) |                   |                    |
| Application No.:      | 10/689,755       | ) | Group Art Unit:   | 2624               |
|                       |                  | ) |                   |                    |
| Filed:                | October 21, 2003 | ) | Confirmation No.: | 6009               |
|                       |                  | ) |                   |                    |
| Docket No.            | 3140-016         | ) | Customer No.:     | 33432              |

For: IMAGE PROCESSING APPARATUS, IMAGE PROCESSING METHOD AND RECORD MEDIUM FOR THE IMAGE PROCESSING APPARATUS

**AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

August 11, 2008

Sir:

This Amendment is in response to the Office Action dated May 9, 2008, for which the Examiner has set a three-month period for response, thus making the response due on or before August 11, 2008 (August 9 and 10, 2008 were a Saturday and Sunday respectively).

Please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.